

Consideration of preliminary adoption of amendments to 312 IAC 8-2-5 to authorize the sale and consumption of alcoholic beverages at the pavilion in Indiana Dunes State Park in implementation of P.L. 71-2012; Administrative Cause No. 12-075P

P.L. 71-2012, SEC. 10, amended IC 14-18-2-3 to authorize the “retail sale of alcoholic beverages for consumption on the licensed premises of a pavilion located within Indiana Dunes State Park if the lessee or concessionaire applies for and secures the necessary permits required by IC 7.1.” Recommended for preliminary adoption as set forth below are amendments to 312 IAC 8-2-5(1), which currently prohibits the possession or consumption of alcohol at Indiana Dunes State Park, that would allow for implementation of the statutory amendment. (During the January Commission meeting, preliminary adoption was given to an amendment to 312 IAC 8-2-5 by adding a new subdivision (6) prohibiting the possession or consumption of alcohol in a designated youth tent area. To support administrative efficiency, this amendment has not yet been pursued but would be included, for public hearing, with the amendment pertaining to Indiana Dunes State Park.)

312 IAC 8-2-5 Alcoholic beverages

Authority: IC 14-10-2-4; IC 14-11-2-1

Affected: IC 14

Sec. 5. A person must not possess or consume an alcoholic beverage at any of the following locations:

(1) Indiana Dunes State Park, **except to allow for the possession and consumption of alcohol on the licensed premises of a pavilion authorized by IC 14-18-2-3.**

(2) Redbird State Recreation Area.

(3) Interlake State Recreation Area.

(4) A swimming beach or pool.

(5) A shooting range.

(6) A designated youth tent area.

(Natural Resources Commission; 312 IAC 8-2-5; filed Oct 28, 1998, 3:32 p.m.: 22 IR 740, eff Jan 1, 1999; readopted filed Nov 17, 2004, 11:00 a.m.: 28 IR 1315; readopted filed Mar 25, 2010, 2:58 p.m.: 20100421-IR-312100037RFA; filed Aug 18, 2011, 11:38 a.m.: 20110914-IR-312100668FRA; errata filed Oct 6, 2011, 2:38 p.m.: 20111019-IR-312110588ACA)